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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: HANDAL, KAITY V.

Docket: MB 406

Applicant(s): Frank Duvinage et al.

Serial No.: 09/929,961

Filing Date: 15/08/01- 13/07/07cont.

Art Unit: 1764

Title: EXHAUST-GAS CLEANING UNIT WITH PARTICLE FILTER AND
NITROGEN OXYGEN STORE, AND OPERATING METHOD
THEREFOR

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
c/o Legal Instruments Examiner Annie C. Singlit

July 25, 2007

Dear Ms. Singlit:

In response to the Notice of Non-compliant Amendment dated 07/20/07 and in accordance with our Tel. Conversation of this morning, I am enclosing a new preliminary amendment, in which, following your advice, also claims 1-19 are listed as cancelled. It is assumed that the other documents included with the application documents, that is the the request for filing the continuing application, the petition for an extension of time, the Application data sheet and the proof of power of attorney as submitted On 7/13/07 are in order.

Respectfully submitted,

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SIR:

Preliminary Amendment

A petition for an extension of time by two months is enclosed so that the new deadline for answering the official action of 02/16/07 is 07/16/07.

Enclosed herewith are the application documents for filing a continuation application on the basis of the pending application SN 09/929,961 .

In view of the additional references cited by the Examiner in the final rejection Applicants believe that the invention can be more distinctly claimed by method claims than by apparatus claims as so far attempted.

It is respectfully requested that the specification as on file in SN 09/929,961 is used for the specification of the present application, which however should be amended as indicated below under " Amendments to the specification" and "Amendments to the claims".